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U.S. PTO

PTO/SB/19 (08-03)

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**PLANT  
PATENT APPLICATION  
TRANSMITTAL**

Attorney Docket No.	3139-011903
First Named Inventor	Dr. Andrew R. Jamieson
Title	Strawberry Variety Named 'Evangeline'
Express Mail Label No.	EV 336815266 US

(Only for new nonprovisional applications filed under 37 CFR 1.53(b))

ADDRESS TO:	Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
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**APPLICATION ELEMENTS**

See MPEP chapters 600 &amp; 1600 concerning plant patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status. See 37 CFR 1.27.
3. ☒ Specification [Total Pages 9]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Latin name of genus and species
  - Variety denomination
  - Background of the Invention
  - Brief Description of the Drawings
  - Detailed Botanical Description
  - A single claim
  - Abstract of the Disclosure
4. ☒ Color drawing(s) [Total Sheets 3 in dup.]  
(2 copies required - 37 CFR 1.165(b))
5. Oath or Declaration [Total Pages \_\_\_\_\_]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 16 completed)
    - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76.

**ACCOMPANYING APPLICATION PARTS**

7. ☒ Assignment Papers (cover sheet & document(s))
  8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
  9. ☐ English Translation Document (if applicable)
  10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
  11. ☐ Preliminary Amendment
  12. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
  13. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
  14. ☐ Request Nonpublication under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
  15. ☐ Other: \_\_\_\_\_
- Note: Please state the Latin name and variety denomination of the plant claimed in a separate section of the specification.

16. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76.☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_Prior application information: Examiner Michelle R. Kizilkaya Art Unit: 1661For **CONTINUATION** or **DIVISIONAL APPS** only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**17. CORRESPONDENCE ADDRESS**☒ Customer Number: 28289 OR ☐ Correspondence address below

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Name (Print/Type)	Patricia A. Olosky	Registration No. (Attorney/Agent)	53,411
Signature	<i>Patricia A. Olosky</i>	Date	January 12, 2004

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PLANT PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

ATTORNEY'S DOCKET NUMBER

**Dr. Andrew R. Jamieson**

**3139-011903**

ENTITLED

**Strawberry Variety Named 'Evangeline'**

Mail Stop PLANT PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**EXPRESS MAIL CERTIFICATE**

"Express Mail" Label Number EV 336815266 US

Date of Deposit January 12, 2004

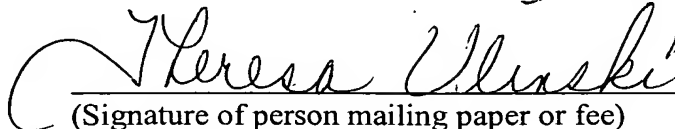
I hereby certify that the following attached paper or fee

PLANT PATENT APPLICATION TRANSMITTAL (1 p.);  
SPECIFICATION (9 pp.);  
CLAIMS (1 p.);  
ABSTRACT OF THE DISCLOSURE (1 p.);  
THREE (3) SHEETS OF DRAWINGS IN DUPLICATE;  
DECLARATION AND POWER OF ATTORNEY (2 pp. copy from parent);  
ASSIGNMENT (2 pp. copy from parent); and  
COPY OF NOTIFICATION OF FILING OF CONTINUING OR DIVISIONAL  
APPLICATION (1 p.)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Theresa Ulinski

(Typed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dr. Andrew R. Jamieson  
Serial No.: 10/073,447 Group Art Unit: 1661  
Filing Date: February 11, 2002 Examiner: Michelle R. Kizilkaya  
Title: Strawberry Variety Named 'Evangeline'

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COMMISSIONER FOR PATENTS  
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Alexandria, VA 22313-1450

NOTIFICATION OF FILING OF  
CONTINUING OR DIVISIONAL APPLICATION

Notification is hereby being made of the filing of a:

- ☒ Continuation  
☐ Continuation-in-part  
☐ Divisional

application for this case filed:

- ☐ concurrently herewith.  
☒ on January 12, 2004  
(date)

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON  
ORKIN & HANSON, P.C.

Date: January 12, 2004

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 12, 2004.

Theresa Ulinski

(Name of Person Mailing Paper)

Theresa Ulinski 01/12/2004  
Signature Date